

ember 15, 2010, 269 stream segments and three lakes are proposed for change of designated uses. Five new lakes are added with UAAs completed. Three new stream segments are added and two lakes are proposed for deletion (removed from classification).

Economic Impact:

Costs to the agency: The costs to KDHE of the updated and revised Kansas Surface Water Register adopted by the proposed amended regulation are from conducting the designated uses and recreational UAAs. Funds to cover the original designated use and recreational UAAs were specifically appropriated from the State Water Plan and state general funds. KDHE anticipates that any additional UAA work will be absorbed within the current budget and staff. Costs to implement the proposed amended regulation and updated Kansas Surface Water Register should not cause any significant annual cost increases.

Costs to the public: There are no known additional costs to the public of additional UAA work or implementing the proposed amended regulation.

Costs to other governmental agencies or units: There are no known additional costs associated with implementation of the proposed amended regulation.

The time period between publication of this notice and the scheduled hearing serves as the required public comment period of at least 60 days for the purpose of receiving written public comments on the proposed amended regulation. At any time during the public comment period any interested parties may submit written comments to Mike Butler, Kansas Department of Health and Environment, Bureau of Water, 1000 S.W. Jackson, Suite 430, Topeka, 66612-1274, by fax at 785-296-6247, or by e-mail to mbutler@kdheks.gov. During the hearing, all interested parties will be given a reasonable opportunity to present their views orally on the proposed regulation as well as an opportunity to submit their written comments. In order to give each individual an opportunity to present their views, it may be necessary for the hearing officer to request that each presenter limit any oral presentation to an appropriate time frame.

Complete copies of the proposed regulation and the corresponding regulatory impact statement may be obtained on the Bureau of Water website at http://www.kdheks.gov/befs/download/Current_Kansas_Surface_Register.pdf or by contacting Mike Butler at the address above, 785-296-5580 or fax 785-296-6247.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulation and regulatory impact statement in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Mike Butler.

Robert Moser, M.D.
Secretary of Health
and Environment

Doc. No. 042339

State of Kansas

Department of Health and Environment

Notice of Hearing on Proposed Administrative Regulations

The Kansas Department of Health and Environment, Division of Environment, Office of Laboratory Services, will conduct a public hearing at 10 a.m. Tuesday, May 6, in Suite 530 of the Curtis State Office Building, 1000 S.W. Jackson, Topeka, to consider the adoption of proposed amended regulations K.A.R. 28-14-1 and 28-14-2 regarding fees for Office of Laboratory Services analysis of public water supply system samples. A summary of the proposed regulations and the estimated economic impact follows:

Summary of Regulations:

K.A.R. 28-14-1. Fees for analysis of samples from public water supply systems. Updates the name of the laboratory to the Office of Laboratory Services.

K.A.R. 28-14-2. Schedule of fees. Updates the name of the laboratory to the Office of Laboratory Services, clarifies denial of services for nonpayment, and revises fees for analytical services.

Economic Impact:

Costs to the agency: No additional costs will be incurred by KDHE for these regulatory changes. KDHE already collects fees for laboratory analytical services and, therefore, has the staff and system to invoice and deposit these fees.

Costs to the regulated community and consumers: The total estimated additional cost to the drinking water suppliers in the state is \$233,400 per year. There are approximately 1,000 drinking water suppliers in the state. Therefore, the average additional annual cost is estimated to be \$233 for each water supplier. The drinking water suppliers may increase the rates to their customers to offset the new proposed analytical fees.

Costs to other governmental agencies or units: Many of the drinking water suppliers in the state are operated by cities or rural water systems. The estimated additional \$233 per year may cause the drinking water suppliers to increase their rates. The rate increase would affect all customers including other government agencies.

The time period between publication of this notice and the scheduled hearing serves as the required public comment period of at least 60 days for the purpose of receiving written public comments on the proposed amended regulations. At any time during the public comment period any interested parties may submit written comments to Melissa Hammond, Kansas Department of Health and Environment, Division of Environment, Office of Laboratory Services, 1000 S.W. Jackson, Suite 430, Topeka, 66612, by fax at 785-291-3266, or by email to mhammond@kdheks.gov. During the hearing all interested parties will be given a reasonable opportunity to present their views orally on the proposed regulations as well as an opportunity to submit their written comments. In order to give each individual an opportunity to present their views, it may be necessary for the hearing officer to request that

each presenter limit any oral presentation to an appropriate time frame.

Complete copies of the proposed regulations and the corresponding regulatory impact statement may be obtained on the Office of Laboratory Services (Kansas Health and Environmental Laboratories) website at www.kdheks.gov/labs/index.html or by contacting Melissa Hammond at the address above, 785-296-6603 or fax 785-291-3266.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and regulatory impact statement in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Melissa Hammond.

Robert Moser, M.D.
Secretary of Health
and Environment

Doc. No. 042324

State of Kansas

Department of Health and Environment

Notice Concerning Kansas/Federal Water Pollution Control Permits and Applications

In accordance with Kansas Administrative Regulations 28-16-57 through 63, 28-18-1 through 17, 28-18a-1 through 33, 28-16-150 through 154, 28-46-7, and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, various draft water pollution control documents (permits, notices to revoke and reissue, notices to terminate) have been prepared and/or permit applications have been received for discharges to waters of the United States and the state of Kansas for the class of discharges described below.

The proposed actions concerning the draft documents are based on staff review, applying the appropriate standards, regulations and effluent limitations of the state of Kansas and the Environmental Protection Agency. The final action will result in a Federal National Pollutant Discharge Elimination System Authorization and/or a Kansas Water Pollution Control permit being issued, subject to certain conditions, revocation and reissuance of the designated permit or termination of the designated permit.

Public Notice No. KS-AG-14-036/040

Pending Permits for Confined Feeding Facilities

Name and Address of Applicant	Legal Description	Receiving Water
Douglas Garber Garber Farms, Inc. #1 2533 V Road Sabetha, KS 66534	NE/4 of Section 03, T02S, R14E, Nemaha County	Kansas River Basin

Kansas Permit No. A-KSNM-S003

This permit is being reissued for an existing facility with a maximum capacity of 540 head (216 animal units) of swine more than 55 pounds and 270 head (27 animal units) of swine 55 pounds or less,

for a total of 243 animal units. There is no change in the permitted animal units.

Name and Address of Applicant	Legal Description	Receiving Water
Barbara Smith & Eric Hassell Prairie Pork — Coolidge 642 P.O. Box 535 Rye, CO 81069	SE/4 of Section 22, T15S, R39W, Wallace County	Smoky Hill River Basin

Kansas Permit No. A-SHWA-H002 Federal Permit No. KS0095001

This permit is being renewed for an existing facility with a maximum capacity of 21,600 head (8,640 animal units) of swine more than 55 pounds. There is no change in the permitted animal units. This facility has an approved Nutrient Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Martin Keim, President Sallee, Inc. 4555 N. Jennie Barker Road Garden City, KS 67846	NE/4 of Section 33, T23S, R32W, Finney County	Upper Arkansas River Basin

Kansas Permit No. A-UAFI-T002

This is a reissuance of a permit and a name change for an existing livestock truck washing facility. The facility is currently not being operated and will be required to contact the department at least 60 days prior to the planned startup of operation, and complete the Schedule of Compliance items in the permit.

Name and Address of Applicant	Legal Description	Receiving Water
Farrel Zerr 2333 County Road 58 Park, KS 67751	SE/4 of Section 12, T12S, R28W, Gove County	Smoky Hill River Basin

Kansas Permit No. A-SHGO-B029

This permit is being reissued for an existing facility with a maximum capacity of 999 head (999 animal units) of cattle more than 700 pounds. There is no change in the permitted animal units.

Name and Address of Applicant	Legal Description	Receiving Water
Joe Zimmerman Zimmerman Brothers 424 N.W. 90th Road Harper, KS 67058	SE/4 of Section 08, T32S, R07W, Harper County	Lower Arkansas River Basin

Kansas Permit No. A-ARHP-M002

This is a reissuance of a permit for an existing facility for 100 head (140 animal units) of mature dairy cattle. This represents a decrease in animal units from the previous permit.

Public Notice No. KS-AG-R-14-006/007

Per K.S.A. 65-171d, the following registrations have been received for proposed confined feeding facilities:

Name and Address of Registrant	Legal Description	County
Steve Raaf Steve Raaf Farm 114 Contour Road, S.W. Gridley, KS 66852	SE/4 of Section 13, T23S, R13E	Coffey

Name and Address of Registrant	Legal Description	County
Scott Deters 1129 52nd Road Corning, KS 66417	NW/4 of Section 35, T04S, R12E	Nemaha

Public Notice No. KS-Q-14-030/033

The requirements of the draft permit public noticed below are pursuant to the Kansas Surface Water Quality
(continued)